

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA

In re: : Chapter 13
Janice C. Heller, :
Debtor. : Bankruptcy No. 19-13964-MDC

O R D E R

Upon consideration of the Application for Compensation and Reimbursement of Expenses dated March 5, 2020 (the “Application”),¹ of Eugene J. Malady, LLC, counsel for the Debtor (the “Applicant”).

AND, this Court entered an Order dated February 28, 2020 (the “Dismissal Order”),² dismissing the above-captioned case.

AND, the Dismissal Order did not provide for this Court’s retention of jurisdiction pursuant to 11 U.S.C. §349(b)(3) over any undistributed chapter 13 plan payments in the possession of the Trustee. *See, e.g., In re Lewis*, 346 B.R. 89 (Bankr. E.D. Pa. 2006); *In re Ragland*, Bky. No. 05-18142, 2006 WL 1997416, at *4 (Bankr. E.D. Pa. May 25, 2006).

It is hereby **ORDERED** that the Application is **DENIED**.

Dated: April 9, 2020



MAGDELINE D. COLEMAN
CHIEF U.S. BANKRUPTCY JUDGE

Eugene J. Malady, Esquire
Eugene J. Malady, LLC
211 N. Olive Street, Suite 1
Media, PA 19063

William C. Miller, Esquire
Chapter 13 Trustee
P.O. Box 1229
Philadelphia, PA 19105

United States Trustee
Custom House
200 Chestnut Street, Suite 502
Philadelphia, PA 19106-2912

¹ Bankr. Docket No. 45.

² Bankr. Docket No. 43.